## **COMMUNITY DEVELOPMENT & REVITALIZATION (CDR)**

**Regulatory Oversight Division** 



## **Re-evaluations for GLO/HUD Projects**

## When is a project Re-evaluation needed?

- (a) Per 24 CFR 58.47, a responsible entity (RE) must re-evaluate its environmental findings to determine if the original findings are still valid, when:
  - (1) The recipient proposes substantial changes in the nature, magnitude or extent of the project, including adding new activities not anticipated in the original scope of the project;
  - (2) There are new circumstances and environmental conditions that may affect the project or have a bearing on its impact, such as concealed or unexpected conditions discovered during the implementation of the project or activity which is proposed to be continued; or
  - (3) The recipient proposes the selection of an alternative not in the original finding.
- (b)
- (1) If the original findings are still valid but the data or conditions upon which they were based have changed, the RE must affirm the original findings and update its ERR by including this re-evaluation and its determination based on its findings. Under these circumstances, if a FONSI notice has already been published, no further publication of a FONSI notice is required.
- (2) If the RE determines that the original findings are no longer valid, it must prepare an EA or an EIS if its evaluation indicates potentially significant impacts.
- (3) Where the recipient is not the RE, the recipient must inform the RE promptly of any proposed substantial changes under Paragraph (a)(1) of this section, new circumstances or environmental conditions under Paragraph (a)(2) of this section, or any proposals to select a different alternative under Paragraph (a)(3) of this section, and must then permit the RE to re-evaluate the findings before proceeding.

## ▶ How do I submit a project re-evaluation for review and approval?

First, refer to the <u>GLO-CDR Implementation Manual</u>, Chapter 12 Contract Amendments, Sec. 12.4 Documentation required for Change Requests, and if the original Finding of No Significant Impact (FONSI) is still valid, speak with your GLO Grant Manager (GM) and take the following steps:

- 1) Email your GM, along with pertinent support information requesting a re-evaluation so it can be determined if changes are permitted per the contract.
- 2) Once confirmation is received that a re-evaluation is permitted, submit your re-evaluation packet via TIGR for review. GLO must approve all re-evaluations prior to ANY new work being conducted.
- **3)** The re-evaluation packet must contain the following information:
  - **a.** GLO Re-evaluation Checklist, letter of re-evaluation (LRE) signed by the subrecipient's certifying officer detailing why the FONSI remains valid; original cleared ERR map, original ERR front matter (project description, checklist, mitigation, maps, and schematics.), new locations and actions and support map.
  - **b.** All appropriately updated maps depicting the new areas of impact including, but not limited to, FEMA FIRMette, wetlands, cultural resources, contamination and toxics, coastal, for example.

For additional information, please reach out to Celine Finney at <u>Celine.Finney.glo@recovery.texas.gov</u> or Angel Peltola at <u>Angel.Peltola.glo@recovery.texas.gov</u>